

COURT NO. 3, ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

48.

OA 1365/2017 with MA 1012/2017

Ex Rect Jadhav Anant Sahadu

... Applicant

Versus

Union of India and Ors.

... Respondents

For Applicant : Mr. V S Kadian, Advocate

For Respondents : Mr. Satya Ranjan Swain, Advocate

CORAM :

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)

HON'BLE LT GEN C. P. MOHANTY, MEMBER (A)

O R D E R

09.01.2023

MA 1012/2017

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 5994 days in filing the present OA. In view of the judgments of the Hon'ble Supreme Court in the matter of **UoI & Ors Vs Tarsem Singh 2009(1)AISLJ 371** and in **Ex Sep Chain Singh Vs Union of India & Ors (Civil Appeal No. 30073/2017)** and the reasons mentioned, the MA 1012/2017 is allowed and the delay of 5994 days in filing the OA 1365/2017 is thus

condoned despite opposition by the respondents. The MA disposed of accordingly.

OA 1365/2017

Counter affidavit filed by the respondents is taken on record. No rejoinder is sought to be filed on behalf of the applicant.

The matter be re-notified for final hearing on **06.04.2023.**

**[JUSTICE ANU MALHOTRA]
MEMBER (J)**

**[LT GEN C. P. MOHANTY]
MEMBER (A)**

NK/AP

